

### **REMARKS/ARGUMENTS**

The Final Office Action dated October 15, 2008 and the references cited therein have been carefully considered. In response to the Office Action, Applicant has amended Claim 1, which, when considered with the remarks set forth below, are deemed to place the case with Claims 1-4 and 8-45 in condition for allowance.

#### ***Allowed Claims***

Claims 9, 12, 15 and 18 have been allowed.

#### ***Claim Rejections-35 USC §§102 & 103***

Claims 1-3, 8, 10, 13, 16, 19-22 and 37 have been rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent No. 5,140,824 to Hunt. Claims 4, 14, 17 and 38-41 have been rejected under 35 U.S.C. §103(a) as being unpatentable over the Hunt patent. Claim 11 has been rejected under 35 U.S.C. §103(a) as being unpatentable over the Hunt patent in view of U.S. Patent No. 6,216,469 to Miller and Claims 42-45 have been rejected under 35 U.S.C. §103(a) as being unpatentable over the Hunt patent in view of U.S. Patent No. 4,916,910 to Schroeder.

In response, Applicants have amended Claim 1 to define a fluid cooling system including a primary heat exchanger system and a secondary heat exchanger system, wherein the primary and secondary heat exchanger systems comprise chambers arranged at least partially one inside of another, and wherein the chambers are separated by a wall, and wherein a heat transfer agent circulates between the primary and secondary heat exchanger system chambers. It is respectfully submitted that none of the cited references, taken alone or combined, discloses a primary heat exchanger system chamber and a secondary heat exchanger system chamber arranged at least partially inside of each other, wherein the chambers are separated from each other by a wall, as defined in amended Claim 1.

Instead, the cited Hunt patent merely discloses one heat exchanger coil seated within another heat exchanger coil. While these coils may define partially enclosed regions of the overall system, these regions can not be considered chambers, as defined in amended Claim

1. More significantly, even if the regions enclosed by the coils disclosed in the Hunt patent could be considered chambers, these chambers are not separated by a wall, as defined in amended Claim 1. Accordingly, it is respectfully submitted that amended Claim 1, and the claims that depend therefrom, patentably distinguish over the prior art.

### ***Conclusion***

In view of the foregoing amendment and remarks, favorable consideration and allowance of the application with Claims 1-4 and 8-45 are respectfully solicited. If the Examiner believes that a telephone interview would assist in moving the application toward allowance, he is respectfully invited to contact the Applicants' attorney at the telephone number listed below.

Respectfully submitted,

/steven t zuschlag/  
Steven T. Zuschlag  
Registration No.: 43,309  
Attorney for Applicants

HOFFMANN & BARON, LLP  
6900 Jericho Turnpike  
Syosset, New York 11791  
(516) 822-3550  
STZ/mf

308388\_1.DOC